

FRIENDLY LAWSUIT

The "friendly lawsuit" for the release of non-published numbers and addresses has been filed; a copy is enclosed.

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT

MACON COUNTY, ILLINOIS

MACON COUNTY, ILLINOIS,
A Municipal Corporation; and
the MACON COUNTY EMERGENCY
TELEPHONE SYSTEM BOARD,
A Municipal Entity;

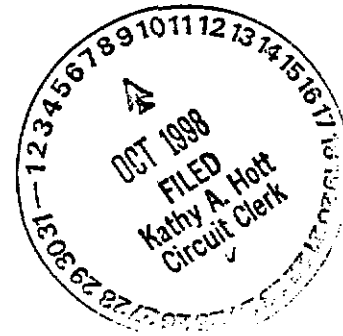
Plaintiffs,

vs.

No. 98-CH- 70

ILLINOIS BELL TELEPHONE COMPANY,
a/k/a AMERITECH ILLINOIS; GTE
NORTH INCORPORATED; McLEODUSA,
INC.; ILLINOIS CONSOLIDATED
TELEPHONE CO.; FRONTIER
COMMUNICATIONS OF ILLINOIS, INC.;
and FRONTIER COMMUNICATIONS OF
MT. PULASKI, INC.; Corporations,

Defendants.



TEMPORARY RESTRAINING ORDER AND PERMANENT INJUNCTION

THIS CAUSE having come before the Court on Plaintiffs' Motion, with Notice, for a Temporary Restraining Order and Permanent Injunction, all parties appearing by and through their respective attorneys, or having waived appearance and stipulated to the entry of this Order, and the court having examined Plaintiffs' Complaint for Injunctive Relief and heard arguments of counsel, if any, and being fully advised in the premises, finds as follows:

1. Immediate and irreparable injury will result to Plaintiffs and their citizens and residents unless a temporary restraining order and permanent injunction is issued, in that failure to provide direct data base access to the contents of Defendants' 9-1-1 data bases (referred to below as "Defendants' records") to Plaintiffs, including those of published, non-published, and non-

assist them in responding to all telephone calls to Plaintiffs for emergency assistance.

6. Disclosure of "Defendants' records" to Plaintiffs for the limited purpose of assisting them in responding to such emergency calls will serve a legitimate law enforcement purpose.

7. To assist Plaintiffs in responding to emergency calls, Defendants will provide direct access to "Defendants' records" if certain conditions set forth below are met which are necessary to comply with applicable state and federal statutes, to protect the privacy of subscribers, to ensure that such access does not disrupt Defendants' telephone service; or place an unreasonable burden upon their services, and to protect them from liability arising from the Plaintiffs' access.

8. Access to "Defendants' records" for any purpose other than maintaining, updating, or verifying the contents of the "Defendants' records" is prohibited.

THEREFORE, IT IS HEREBY ORDERED pursuant to 18 U.S.C. 2703(d) that Plaintiffs shall have, as soon as is practicable, direct access to "Defendants' records", including those for listed, non-listed, published, and non-published telephone numbers in the geographic area served by Plaintiffs' 9-1-1 Emergency Telephone System under the following terms:

A. Access to "Defendants' records" shall be made available to Plaintiffs, in accordance with the "Standard Operating Procedure" mutually agreed to by Plaintiffs and Defendants and as set forth in

Attachment 1 to Plaintiffs' Complaint for Injunctive Relief herein.

B. Access to "Defendants' records" shall be solely by authorized representatives of the Plaintiffs. Plaintiffs are responsible for advising any representative who has access to "Defendants' records" of the requirements of this Order and to obtain that representative's agreement in writing to comply with this Order.

C. Access to "Defendants' records" shall be for the sole purpose of maintaining, updating, or verifying the contents of the "Defendants' records" to assure that all customers are properly identified in the Plaintiffs' 9-1-1 Emergency Telephone System so that 9-1-1 emergency calls for assistance result in a timely and accurate response of police, fire, rescue, emergency medical, and other emergency services.

D. The responsibility of Defendant is limited to the furnishing of the "Defendants' records."

E. Plaintiffs bonds are waived.

F. The Court shall retain jurisdiction of this cause to enforce this Order upon written motion, with notice, by any of the parties hereto.

DATED: Oct 8, 1978

ENTER: James A. Hudman
Judge

STATE OF ILLINOIS,
COUNTY OF MACON } ss. I, KATHY A. HOTT

Clerk of the Circuit Court in and for said County, in the State aforesaid, do hereby certify the foregoing to be a true, perfect and complete copy of TEMPORARY RESTRAINING ORDER AND PERMANENT INJUNCTION in case number 98 CH 70 entitled MACON COUNTY, ILLINOIS, A Municipal Corp. ETAL vs. ILLINOIS BELL TELEPHONE COMPANY ETAL, as the same appears by comparison with the original now in this file and in this office remaining.

Seal of court)

Dated Oct 8 1998

Kathy A. Hott
(Clerk of the Circuit Court)

By: DW
(Deputy)

STATE OF ILLINOIS,
COUNTY OF MACON } ss. I, JAMES A. HENDRIAN

Judge of the Circuit Court of said County, do hereby certify that KATHY A. HOTT

, whose name is subscribed to the foregoing Certificate of Attestation, now is, and was at the time of signing and sealing the same, Clerk of the Circuit Court of MACON County aforesaid, and keeper of the Records and Seal thereof, duly elected and qualified to office; that full faith and credit are and of right ought to be given to all his official acts as such in all Courts of Record and elsewhere; and that his said attestation is in due form of law and by the proper officer.

Seal of court)

James A. Hendrian
(Judge)

STATE OF ILLINOIS,
COUNTY OF MACON } ss. I, KATHY A. HOTT

Clerk of the Circuit Court in and for said County, in the State aforesaid, do hereby certify that JAMES A. HENDRIAN, whose genuine signature appears to the foregoing certificate, was at the time of the signing the same, Judge of the Circuit Court of said County duly commissioned and qualified; that full faith and credit are and of right ought to be given to all his official acts as such in all Courts of Record and elsewhere.

Seal of court)

Dated Oct 8 1998

Kathy A. Hott
(Clerk of the Circuit Court)

By: DW
(Deputy)